

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

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ROBERT R. DI TROLIO
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W.D. OF TN, MEMPHIS

MICHAEL LUSTER,

Plaintiff,

v.

Case No. 03-2244-Ma

ML TENNESSEE APARTMENTS LP, et al.,

Defendants.

ORDER ON JURY VERDICT

This action came on for trial before the Court and a jury on May 23, 2005, the Honorable Samuel H. Mays, Jr., U.S. District Judge, presiding.

The plaintiffs were represented by counsel, Mr. Brian Strength, Ms. Danese Banks and Mr. Jock Smith. The defendants were represented by counsel, Mr. Kevin Williams, Mr. Christopher Byrd, Mr. Robert Flynn and Mr. Jeffrey Glatstein.

After hearing all proof presented, arguments of counsel and jury charge, the jury began deliberations on May 31, 2005. Thereafter, the jury returned into open court on June 1, 2005 and announced the following verdict:

1. That defendants ML Tennessee Apartments and Equity Residential Properties Management Corporation were negligent and that said negligence was a legal cause of Plaintiff Michael Luster's claimed injuries and losses.

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 6-8-05

101

2. That plaintiff Michael Luster was negligent and that said negligence was a legal cause of Plaintiff Michael Luster's claimed injuries and losses.
3. That the percentage of fault attributed was forty-five (45%) percent as to plaintiff Michael Luster and fifty-five (55%) percent as to defendants ML Tennessee Apartments and Equity Residential Properties Management Corporation.
4. That the total amount of damages sustained by plaintiff Michael Luster is \$2,500,000.00.

The jurors were polled individually and discharged.

ENTERED this 6th day of June, 2005.



SAMUEL H. MAYS, JR.
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 101 in case 2:03-CV-02244 was distributed by fax, mail, or direct printing on June 8, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT